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JUL 26 2006

OFFICE OF PETITIONS

In re Application of	:
Potterat, et al.	:
Application No. 10/621,272	: DECISION GRANTING
Filed: July 17, 2003	: PETITION
Attorney Docket No. 1/1368	:
For: BICYCLIC OLIGOPEPTIDES	:

This is a decision on the petition entitled, "PETITION TO ACKNOWLEDGE CLAIM OF FOREIGN PRIORITY UNDER 37 CFR 1.55(a)(1)," filed March 3, 2006. The petition will be treated under 37 CFR 1.181.

The petition under 37 CFR 1.181 is **GRANTED**.

The application was filed on July 17, 2003 without a declaration. On October 27, 2003, applicants filed an executed declaration. In that declaration, applicants claimed benefit of application No. EP 02015907.5, filed July 17, 2002.

Applicants claimed benefit of the foreign application within 4 months of the filing date of the instant non-provisional application. Therefore, the claim for benefit was timely made. Unfortunately, the Office did not recognize the benefit claim or enter it into Office databases.

The benefit claim was timely made. Therefore, the petition is granted. No fee is required. Please find enclosed a replacement filing receipt listing application No. EP 02015907.5, filed July 17, 2002.

After the mailing of this decision, the application will be forwarded to Technology Center A.U. 1654, so the examiner of record can consider the benefit claim on the written record.

Any inquiries pertaining to this matter may be directed to the undersigned at (571) 272-3230.

Shirene Willis Brantley

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions

enclosure: REPLACEMENT FILING RECEIPT



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/621,272	07/17/2003	1654	1180	1/1368		17	1

CONFIRMATION NO. 3309

28501
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REPLACEMENT FILING RECEIPT



OC000000019726123

Date Mailed: 07/24/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Olivier Potterat, Mittelbiberach, GERMANY;
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Assignment For Published Patent Application

Boehringer Ingelheim Pharma GmbH & Co. KG, Ingelheim, GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 28501.

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/416,797 10/08/2002

Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 02015907.5 07/17/2002

If Required, Foreign Filing License Granted: 10/16/2003

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/621,272

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

Title

BICYCLIC OLIGOPEPTIDES

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

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For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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